

District Judge Robert S. Lasnik  
Magistrate Judge Mary Alice Theiler

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DIMITRY SEU,

Petitioner,

v.

MICHAEL CHERTOFF, et. al.,

Respondents.

No. C07-0859-RSL

JOINT STIPULATION AND  
ORDER OF DISMISSAL

(Note on Motion Calendar Today, Pursuant  
To Local Rule 7(d)(1))

COMES NOW the Petitioner, by and through his counsel, Allen R. Peters, and the Respondents, by and through their counsel, Jeffrey C. Sullivan, United States Attorney for the Western District of Washington, and Kristin B. Johnson, Assistant United States Attorney for said District, and hereby stipulate to the dismissal of Petitioner's Complaint for Declaratory Injunctive Relief and Petition for Writ of Habeas Corpus.

WHEREAS Petitioner filed a Complaint for Declaratory Injunctive Relief and Petition for Writ of Habeas Corpus on June 6, 2007, asking the Court to enjoin Respondents from transferring Petitioner out of this judicial district (Dkt. #1).

WHEREAS subsequent to the filing of the Complaint, Respondents agreed not to transfer Petitioner out of this judicial district. Petitioner continues to be detained at the Northwest Detention Center in Tacoma, Washington.

NOW, THEREFORE, the parties, through their respective counsel of record, HEREBY STIPULATE, AGREE, AND JOINTLY MOVE, that this Court may make the following order:

1. Petitioner's Complaint for Declaratory Injunctive Relief and Petition for Writ of Habeas Corpus is DISMISSED, with prejudice and without fees or costs to either party.

SO STIPULATED.

1 DATED this 2nd day of August, 2007.

2  
3 s/ Allen R. Peters  
4 ALLEN R. PETERS, WSBA #24988  
Attorney for Petitioner

5  
6 SO STIPULATED.

7 DATED this 2nd day of August, 2007.

8 JEFFREY C. SULLIVAN  
United States Attorney


9  
10 s/ Kristin Johnson  
11 KRISTIN B. JOHNSON, WSBA #28189  
Assistant United States Attorney  
Attorney for Respondents

12  
13 **ORDER**

14 IT IS HEREBY ORDERED that:

15 The Joint Stipulation to Dismiss Petitioner's Complaint for Declaratory Injunctive Relief  
16 and Petition for Writ of Habeas Corpus is APPROVED and GRANTED. This action is  
17 DISMISSED with prejudice, and without fees or costs to either party.

18 DATED this 3<sup>rd</sup> day of August, 2007.

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22 Robert S. Lasnik  
United States District Judge

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25 RECOMMENDED for entry  
this 2nd day of August, 2007.

26 s/ Mary Alice Theiler  
27 United States Magistrate Judge